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By ECF & Hand-Delivery

March 13, 2015

Hon. James C. Francis IV
United States Magistrate Judge
United States District Court
Southern District of New York
500 Pearl Street, Courtroom 18D
New York, New York 10007

Re: *MCC Non Ferrous Trading Inc. v. AGCS Marine Insurance Company*
Case No.: 14 Civ. 8302 (PGG) (JCF)

Dear Judge Francis:

We write to respectfully request a modification of Your Honor's December 19, 2015, Order (Doc. 17) setting a briefing schedule (the "Scheduling Order") for Plaintiff's Motion for Summary Judgment on Defendant's Defenses Regarding Theft with Fraudulent Intent and the "Infidelity" Exclusion (the "Motion").

On March 11, 2015, Defendant timely filed its opposition to the Motion, but also filed a cross-motion for summary judgment (the "Cross-Motion"). Pursuant to the Scheduling Order, Plaintiff's reply in support of the Motion is due on March 25, 2015; Plaintiff does not seek leave to extend the time for its reply. However, Plaintiff requests modification of the Scheduling Order to set the following response dates in connection with Defendant's Cross-Motion: (i) Plaintiff shall answer the Cross-Motion by April 20, 2015; and (ii) Defendant shall reply in support of the Cross-Motion by May 4, 2015. Defendant consents to this request. Because this request does not affect any other scheduled dates, we believe that no proposed Revised Scheduling Order is required under Rule 1.E of Your Honor's Individual Rules. We will, however, provide a Revised Scheduling Order should Your Honor so request.

No party has previously requested modification of the Scheduling Order.

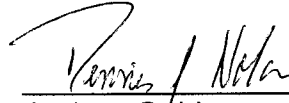
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We thank Your Honor for consideration of this request.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Dennis J. Nolan", is written over a horizontal line.

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Attorneys for Plaintiff

cc: VIA E-MAIL
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